

Docket # 6164/DIV

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Garrard L. Hargrove et al.

U.S. Serial No. 10/721,904

Group Art Unit 1615

Filed: November 26, 2003

Examiner: N. Levy

CONTROLLED RELEASE PESTICIDAL COMPOSITION AND METHOD OF MAKING

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Transmitted herewith is ~~an amendment~~ / a response in the above-identified application.

  X   No additional fee is required.  
       An additional fee is required as calculated below -

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Small Entity Addnl. Rate Fee	Other Than A Small Entity Addnl. Rate Fee
Total		Minus *		x \$ 25 \$	x\$ 50 \$
Indep		Minus *		x \$100 \$	x\$200 \$
First Presentation of Mul Dep Claim.....				x \$180 \$	x\$360 \$
Total Additional Fee.....				\$	..... \$

\* The "Highest Number Previously Paid For" (Total or Independent) is the highest number of claims filed originally or highest number found from equivalent box of a prior amendment.

       This response is being filed within the period for response.

  X   Applicant(s) hereby petition for an extension from the date of the Examiner's Action as follows:

       First-Month Extension..... \$ 60.00 / \$ 120.00  
       Second-Month Extension..... \$ 225.00 / \$ 450.00  
  X   Third-Month Extension..... ~~\$ 510.00~~ / \$1020.00

       Small entity status of this application has been established.

A Check in the amount of \$ 1,020.00 is attached hereto. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02 3698 of the undersigned attorney. A duplicate copy of this sheet is enclosed.

01 FC:1253

1020.00 OP

Respectfully submitted,

Date: July 3, 2007  
(703) 684-6885

By Theodore A. Breiner  
Theodore A. Breiner, Reg. No. 32,103  
Attorney of Record

6164/DIV/jsl



"PATENT APPLICATION"

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GARRARD L. HARGROVE ET AL.

U.S. Serial No. 10/721,904

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- - - - -  
Alexandria, Virginia  
July 3, 2007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

R E S P O N S E

Dear Sir:

This is in response to the Office action mailed  
January 3, 2007.

The Examiner has rejected claims 13, 14, 16-23 and  
28-31 under 35 U.S.C. § 103(a) as being unpatentable over  
U.S. Patent No. 4,804,403 to Moore ("Moore"). The Examiner  
has also rejected claims 15 and 24-27 under 35 U.S.C. §  
103(a) as being unpatentable over WO 97/09882 to Cummings et  
al. ("Cummings") in view of Moore. Applicants respectfully  
request that the Examiner reconsider and withdraw these  
rejections on the grounds that the claimed subject matter  
would not have been obvious to one skilled in the art at the